

IN UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MICHAEL B. KINGSLEY,

Plaintiff,

v.

Civil Action No. 10-cv-0832-JDP

STAN HENDRICKSON, ET AL.,

Defendants.

PLAINTIFF'S PROPOSED SPECIAL VERDICT FORM

Plaintiff Kingsley, by his undersigned attorneys, respectfully requests that the special verdict form given in the original trial of this matter (Dkt. No. 147) be modified as shown herein, *only* in the event that the Court grants Mr. Kingsley's Motion to Bifurcate Trial (Dkt. No. 188).¹ If that motion is granted, Mr. Kingsley proposes that the special verdict form in Part A below be given to the jury after the liability phase of the trial and that the special verdict form in Part B below be given to the jury after the damages phase of the trial.

¹ If the Court does not grant the motion, Kingsley proposes that the original special verdict form (Dkt. No. 147) be used.

Dated: January 19, 2016

Respectfully submitted,

MERCHANT & GOULD, P.C.

By: s/ Wendy M. Ward

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Attorneys for Plaintiff Michael B. Kingsley

PLAINTIFF'S PROPOSED MODIFICATION OF THE SPECIAL VERDICT FORM

A. Liability

We, the jury for our special verdict, find as follows:

Question No. 1: On May 21, 2010, did one or both of the defendants use excessive force against plaintiff Michael Kingsley?

Stan Hendrickson

("Yes" or "No")

Fritz Degner

("Yes" or "No")

Presiding Juror

Madison, Wisconsin

Date: _____

B. Damages

We, the jury, find damages in this matter as follows:

Question No. 2: What amount of money, if any, will fully and fairly compensate plaintiff

Michael Kingsley for the harm caused by defendants?

\$ _____

No matter how you answered Question No. 2, answer Question No. 3 as to each defendant for whom you answered “Yes” in Question No. 1.

Question No. 3: Did one or both of the defendants act in a way that demonstrated a willful or reckless disregard for plaintiff’s rights?

Stan Hendrickson

 (“Yes” or “No”)

Fritz Degner

 (“Yes” or “No”)

If you answered “No” to Question No. 3 for both defendants, do not answer any more questions.

If you answered “Yes” to Question No. 3 for either defendant, answer Question No. 4 as to each defendant for whom you answered “Yes” in Question No. 3.

Question No. 4: What amount of money, if any, do you award as punitive damages?

Stan Hendrickson

\$ _____

Fritz Degner

\$ _____

Presiding Juror

Madison, Wisconsin

Date: _____